MICHIGAN HOUSE OF REPRESENTATIVES

DAILY CALENDAR

WEDNESDAY, SEPTEMBER 21, 2005 1:00 p.m.

MOTIONS AND RESOLUTIONS

HB 4758 Rep. Kathleen Law

Environmental protection; landfills; solid waste; establish disposal charge.

— 1 ——

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding secs. 11532a & 11532b.

(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Kathleen Law May 17, 2005.)

(Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

HB 4759 Rep. Espinoza

Environmental protection; funding; earmarking of surcharge on solid waste entering landfills; provide for.

Amends secs. 11502, 11503, 11504, 11505 & 11506 of 1994 PA 451 (MCL 324.11502 et seq.); adds secs. 11532c, 11532d, 11532e, 11532f, 11532g & 11532h & repeals sec. 11532h of 1994 PA 451 (MCL 324.11532h).

(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Espinoza May 17, 2005.)

(Motion to discharge; record roll call ordered; passed for day May $18,\,2005$.)

– 3 **–––**

HB 4760 Rep. Kehrl

Environmental protection; landfills; moratorium on landfill new construction and expansion; provide for.

Amends sec. 11511a of 1994 PA 451 (MCL 324.11511a) & repeals sec. 11511a of 1994 PA 451 (MCL 324.11511a) & enacting section 1 of 2004 PA 38.

(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Kehrl May 17, 2005.)

(Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

HB 4761 Rep. Miller

Environmental protection; landfills; list of jurisdictions authorized to export waste to Michigan; require updating of and removal of jurisdictions whose waste contains prohibited materials.

Amends sec. 11526b of 1994 PA 451 (MCL 324.11526b).

(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. Miller May 17, 2005.)

(Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

MOTIONS AND RESOLUTIONS

— 5 **—**

HB 4762 Rep. McDowell

Environmental protection; solid waste; civil infractions for solid waste violations; establish.

Amends secs. 11546 & 11549 of 1994 PA 451 (MCL 324.11546 & 324.11549).

(Notice of intent to discharge from the Committee on Natural Resources, Great Lakes, Land Use, and Environment given by Rep. McDowell May 17, 2005.)

(Motion to discharge; record roll call ordered; passed for day May 18, 2005.)

REPORTS OF SELECT COMMITTEES

____ 6 _____

SB 275 Sen. Prusi

Appropriations; judiciary; judiciary budget; provide for fiscal year 2005-2006.

Creates appropriation act.

(Conference report received; laid over 1 day September 15, 2005.)

(For conference report, see House Journal No. 77, page 1409.)

SB 277 Sen. Clarke

Appropriations; military affairs and state police; department of military and veterans affairs; provide for fiscal year 2005-2006.

Creates appropriation act.

(Conference report received; laid over 1 day September 15, 2005.)

(For conference report, see House Journal No. 77, page 1415.)

SB 264 Sen. Barcia

Appropriations; agriculture; department of agriculture; provide for fiscal year 2005-2006.

Creates appropriation act.

(Conference report received; laid over 1 day September 20, 2005.)

(For conference report, see House Journal No. 78, page 1427.)

REPORTS OF SELECT COMMITTEES

9

SB 271 Sen. Scott

Appropriations; family independence agency; family independence agency; provide for fiscal year 2005-2006.

Creates appropriation act.

(Conference report received; laid over 1 day September 20, 2005.)

(For conference report, see House Journal No. 78, page 1436.)

_____ 10 _____

SB 272 Sen. Switalski

Appropriations; general government; general government; provide for fiscal year 2005-2006.

Creates appropriation act.

(Conference report received; laid over 1 day September 20, 2005.)

(For conference report, see House Journal No. 78, page 1462.)

----- 11 -------

SB 281 Sen. Barcia

Appropriations; transportation; state transportation department; provide for fiscal year 2005-2006.

Creates appropriation act.

(Conference report received; laid over 1 day September 20, 2005.)

(For conference report, see House Journal No. 78, page 1497.)

REPORTS OF STANDING COMMITTEES

_____ 12 _____

HR 79 Rep. Anderson

A resolution to memorialize the Congress of the United States and the United States Department of Agriculture (USDA) to provide assistance in the effort to mitigate the infestation of the Emerald Ash Borer.

(Reported by the Committee on Agriculture.)

(For text of resolution, see House Journal No. 48, page 718 or Session Website; laid over 1 day June 8, 2005.)

HCR 15 Rep. Stahl

A resolution to memorialize the Congress of the United States and the United States Department of Agriculture (USDA) to provide assistance in the effort to mitigate the infestation of the Emerald Ash Borer.

(Reported by the Committee on Agriculture.)

(House substitute (H-1) offered; postponed temporarily June 14, 2005.)

(For proposed House substitute (H-1), see Session Website.)

(For text of proposed House substitute (H-1), see House Journal No. 54, page 854 or Session Website.)

(For text of resolution, see House Journal No. 46, page 700 or Session Website; laid over 1 day June 8, 2005.)

REPORTS OF STANDING COMMITTEES

_____ 14 _____

SCR 26 Sen. Johnson

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Corrections Kinross Correctional Facility New Power Plant.

(Reported by the Committee on Appropriations.)

(For text of resolution, see House Journal No. 78, page 1517 or Session Website; laid over 1 day September 20, 2005.)

MESSAGES FROM THE SENATE

____ 15 _____

HB 4957 Rep. Taub

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of accepting employment or volunteer status with certain entities in which children are present; enact.

Amends sec. 16t, ch. XVII of 1927 PA 175 (MCL 777.16t).

(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day August 31, 2005.)

(I.E. House June 29, 2005.)

(For House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

HB 4673 Rep. Pavlov

Crimes; controlled substances; distribution of a controlled substance to another individual who dies as a result of the substance; prohibit and provide penalty.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 317a.

(Returned from Senate with Senate substitute (S-1) and immediate effect; laid over 1 day September 20, 2005.)

(I.E. House July 13, 2005.)

(For House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

HB 4865 Rep. Caul

Crimes; other; impersonating a firefighter or emergency medical service provider; prohibit and provide penalties for.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 217f.

(Returned from Senate with Senate substitute (S-2) and immediate effect; laid over 1 day September 20, 2005.)

(I.E. House July 13, 2005.)

(For House substitute (H-1), see Session Website.)

(For Senate substitute (S-2), see Session Website.)

MESSAGES FROM THE SENATE

HB 4866 Rep. Caul

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of impersonating a firefighter or an emergency medical service provider; establish.

Amends sec. 16l, ch. XVII of 1927 PA 175 (MCL 777.16l).

(Returned from Senate with amendment and immediate effect; laid over 1 day September 20, 2005.)

(I.E. House July 13, 2005.)

(For House amendment, see House Journal No. 64, page 1182 or Session Website.)

(For Senate amendment, see House Journal No. 78, page 1520 or Session Website.)

THIRD READING

_____ 19 _____

HJR C Rep. Moolenaar

Education; other; constitutional amendment to provide for gubernatorial appointment of superintendent of public instruction; provide for.

Amends sec. 3, art. VIII of the state constitution.

(Reported by the Committee on Education.)

(Not adopted; notice of intent to reconsider vote given by Rep. Ward May 3, 2005.)

(Vote reconsidered; passed for day May 4, 2005.) (For House substitute (H-4), see Session Website.)

— 20 —

HB 4636 Rep. Hildenbrand

Trade; consumer goods and services; sale of certain consumer items without item pricing; allow under certain conditions

Amends secs. 1 & 3 of 1976 PA 449 (MCL 445.351 & 445.353) & adds secs. 3a & 3b.

(Reported by the Committee on Commerce.) (For House substitute (H-2), see Session Website.)

_____ 21 _____

SB 193 Sen. George

Courts; district court; election districts within the eighth judicial district; eliminate.

Amends sec. 8117 of 1961 PA 236 (MCL 600.8117).

(Reported by the Committee on Judiciary.)

(Read a third time; postponed temporarily June 30, 2005.)

HB 4476 Rep. Condino

Single business tax; rate; reduce rate; provide for, create research and development tax credit, revise sales factor apportionment, and provide for other amendments.

Amends 1975 PA 228 (MCl 208.1 - 208.145) by adding ch. 5A & repeals enacting section 1 of 2002 PA 531 & enacting section 3 of 1999 PA 115.

(Discharged from the Committee on Tax Policy.)

THIRD READING

— 23 ——

HB 4477 Rep. Meisner

Property tax; assessments; calculation of additions and losses; revise.

Amends sec. 34d of 1893 PA 206 (MCL 211.34d).

(Discharged from the Committee on Tax Policy.)

— 24 **— —**

SB 252 Sen. Basham

Townships; other; street address of properties that are up for rezoning; require to be published on public notices.

Amends sec. 14 of 1943 PA 184 (MCL 125.284).

(Reported by the Committee on Local Government and Urban Policy.)

(For Senate substitute (S-1), see Session Website.)

____ 25 _____

SB 253 Sen. Basham

Counties; other; street address of properties that are up for rezoning; require to be published on public notices.

Amends sec. 9 of 1943 PA 183 (MCL 125.209).

(Reported by the Committee on Local Government and Urban Policy.)

(For Senate substitute (S-1), see Session Website.)

____ 26 _____

SB 254 Sen. Basham

Cities; other; street address of properties that are up for rezoning; require to be published on public notices.

Amends sec. 4 of 1921 PA 207 (MCL 125.584).

(Reported by the Committee on Local Government and Urban Policy.)

(For Senate substitute (S-1), see Session Website.)

2.7

HB 5026 Rep. Emmons

Consumer protection; other; vehicle protection product warranties; regulate.

Creates new act.

(Reported by the Committee on Insurance.) (For House substitute (H-1), see Session Website.)

HB 4335 Rep. Newell

Law enforcement; training; waiver of certain recertification requirements for law enforcement officers who return from duty after military service; provide for.

Amends sec. 9 of 1965 PA 203 (MCL 28.609).

(Reported by the Committee on Judiciary.)

(For House substitute (H-2), see Session Website.)

SECOND READING

___ 29 _____

HB 4582 Rep. Hopgood

School aid; fiscal year appropriations; minimum funding level for K-12 education; provide for.

Amends title & sec. 11 of 1979 PA 94 (MCL 388.1611) & adds secs. 12 & 147a.

(Rule suspended; discharged from the Committee on Appropriations.)

____ 30 _____

HB 4374 Rep. Marleau

Administrative procedure; rules; rescission of proposed credit scoring rules; provide for.

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 2111a.

(Pursuant to Section 24.245a of the Michigan Compiled Laws, placed on calendar.)

HB 4206 Rep. Stakoe

Construction; other; standards and administrative process regarding conflict of interest; provide for inspectors in buildings trades.

Amends sec. 10 of 1986 PA 54 (MCL 338.2310).

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-3), see Session Website.)

_____ 32 _____

HB 4207 Rep. Stakoe

Construction; other; licensee acting as inspector; clarify specific activities regarded as a conflict of interest.

Amends sec. 39 of 2002 PA 733 (MCL 338.3549).

(Reported by the Committee on Local Government and Urban Policy.)

____ 33 _____

HB 4208 Rep. Stakoe

Construction; other; licensee acting as inspector; clarify specific activities regarded as a conflict of interest.

Amends sec. 7a of 1956 PA 217 (MCL 338.887a).

(Reported by the Committee on Local Government and Urban Policy.)

____ 34 _____

HB 4209 Rep. Stakoe

Construction; other; licensee acting as inspector; clarify specific activities regarded as a conflict of interest.

Amends 1984 PA 192 (MCL 338.971 - 338.988) by adding sec. 13a.

(Reported by the Committee on Local Government and Urban Policy.)

___ 35 _____

HB 4257 Rep. Walker

Taxation; farmland and open space; agricultural security areas; provide for.

Amends heading of pt. 361 of 1994 PA 451 (MCL 324.101 - 324.90106) & adds pt. 363.

(Reported by the Committee on Natural Resources, Great Lakes, Land Use, and Environment.)

(For proposed House substitute (H-1), see Session Website.)

____ 36 _____

HB 4235 Rep. Nitz

Transportation; other; requirement of 2% biodiesel to be included in fuel products; provide for.

Amends secs. 2, 3 & 5 of 1984 PA 44 (MCL 290.642 et seq.).

(Reported by the Committee on Agriculture.)

SECOND READING

— 37 ——

HB 4274 Rep. Vander Veen

Insurance; third party administrators; disclosure of certain claims history to certain persons; provide for.

Amends sec. 34 of 1984 PA 218 (MCL 550.934) & adds sec. 31.

(Reported by the Committee on Education.)

(For proposed House substitute (H-1), see Session Website.)

_____ 38 _____

SB 72 Sen. Birkholz

Education; students; pledge of allegiance; require to be offered in public schools.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1304.

(Reported by the Committee on Education.)

(Read a second time; House substitute (H-1) and amendment adopted; amendments offered; passed for day June 30, 2005.)

(For House substitute (H-1), see Session Website.)

(For House amendments, see House Journal No. 62, page 1133 or Session Website.)

____ 39 _____

HB 4473 Rep. Ward

Housing; inspection; scope of application to include certain townships and timing of inspections to be modified; provide for.

Amends secs. 1 & 126 of 1917 PA 167 (MCL 125.401 & 125.526).

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-2), see Session Website.)

HB 4740 Rep. Nitz

Transportation; other; roadside memorial program; provide for.

Amends 2001 PA 142 (MCL 250.1001 - 250.2080) by adding sec. 76.

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-3), see Session Website.)

HB 4576 Rep. Stakoe

Natural resources; inland lakes; dedicated public access sites; establish allowable uses.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 30111a.

(Reported by the Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-3), see Session Website.)

— 42 ———

HB 4522 Rep. Sheltrown

Weapons; licensing; requirement of firearm training before issuance of concealed weapon permit; exclude certain veterans

Amends sec. 5j of 1927 PA 372 (MCL 28.425j).

(Reported by the Committee on Conservation, Forestry, and Outdoor Recreation.)

HB 5002 Rep. Alma Smith

Health facilities; hospitals; quality assurance assessment; extend sunset and increase hospital appropriation.

Amends sec. 20161 of 1978 PA 368 (MCL 333.20161).

(Reported by the Committee on Appropriations.)

SB 438 Sen. Prusi

Appropriations; other; countercyclical budget and economic stabilization fund; make appropriations to general fund for fiscal year ending September 30, 2005.

Amends sec. 353c of 1984 PA 431 (MCL 18.1353c).

(Reported by the Committee on Appropriations.)

(For Senate substitute (S-1), see Session Website.)

HB 4947 Rep. Palmer

Retirement; public school employees; contribution for teachers; define.

Amends secs. 4, 8, 25, 26, 34 & 91 of 1980 PA 300 (MCL 38.1304 et seq.) & adds secs. 41b, 109, 110, 111 & 112 & art. 7.

(Reported by the Committee on Education.)

(For proposed House substitute (H-1), see Session Website.)

— 46 **—** —

HB 4753 Rep. Meisner

Crimes; other; penalties for window peeping; revise.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 168a.

(Reported by the Committee on Judiciary.)

(For proposed House amendment, see House Journal No. 61, page 1119 or Session Website.)

— 47 *—*

HB 4514 Rep. Condino

Labor; hours and wages; employees who rely on tips; index wage to rate of inflation.

Amends 1964 PA 154 (MCL 408.381 - 408.398) by adding sec. 7b.

(Discharged from the Committee on Employment Relations, Training and Safety.)

HB 4515 Rep. Meisner

Labor; hours and wages; enforcement of minimum wage; prohibit retaliation for filing claim.

Amends sec. 15 of 1964 PA 154 (MCL 408.395).

(Discharged from the Committee on Employment Relations, Training and Safety.)

SECOND READING

HB 4517 Rep. Miller

Labor; hours and wages; minimum wage; increase and index to rate of inflation.

Amends sec. 4 of 1964 PA 154 (MCL 408.384).

(Discharged from the Committee on Employment Relations, Training and Safety.)

HB 4518 Rep. Gonzales

Labor; hours and wages; minimum wage; increase.

Amends sec. 4 of 1964 PA 154 (MCL 408.384).

(Discharged from the Committee on Employment Relations, Training and Safety.)

_____ 51 ___

HB 4519 Rep. Gleason

Labor; hours and wages; enforcement of minimum wage; increase fine for violations.

Amends sec. 13 of 1964 PA 154 (MCL 408.393).

(Discharged from the Committee on Employment Relations, Training and Safety.)

52

HB 4804 Rep. Cheeks

Sales tax; collections; tax levy on sale of prepared food and beverage consumed on premises; provide for in a city with a population over 750,000.

Creates new act.

(Discharged from the Committee on Tax Policy.)

_____ 53 _____

HB 4808 Rep. Lemmons, III

Income tax; city; nonresident tax for cities with population of 750,000 or more; allow to increase.

Amends sec. 3, ch. 1 of 1964 PA 284 (MCL 141.503) & adds sec. 3e to ch. 1.

(Discharged from the Committee on Tax Policy.)

HB 5005 Rep. Huizenga

State; funds; the 21st century jobs fund authority; create. Creates new act.

(Reported by the Committee on Commerce.)

(For proposed House substitute (H-1), see Session Website.)

____ 55 _____

HB 4516 Rep. Cheeks

Labor; hours and wages; minimum wage; increase for waitstaff.

Amends sec. 7a of 1964 PA 154 (MCL 408.387a).

(Discharged from the Committee on Employment Relations, Training and Safety.)

– 56 **–**–

HB 4922 Rep. Sheen

Single business tax; credit; apprenticeship tax credit; increase, and increase amount of gross sales allowable for alternative calculation.

Amends secs. 38e & 68 of 1975 PA 228 (MCL 208.38e & 208.68).

(Reported by the Committee on Tax Policy.)

(For proposed House substitute (H-1), see Session Website.)

____ 57 _____

HB 5004 Rep. LaJoy

Counties; charter; distribution of renewed park millage revenue; clarify.

Amends 1965 PA 261 (MCL 46.351 - 46.367) by adding sec. 5a.

(Reported by the Committee on Local Government and Urban Policy.)

____ 58 ____

HB 4742 Rep. Hune

Insurance; no-fault; managed care option for personal injury protection (PIP) coverage; provide for.

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding ch. 21A.

(Reported by the Committee on Insurance.)

(For proposed House substitute (H-2), see Session Website.)

_____ 59 _____

HB 4904 Rep. Hildenbrand

Insurance; no-fault; coordinated coverage for personal protection insurance benefits; provide for general amend-

Amends sec. 3109a of 1956 PA 218 (MCL 500.3109a).

(Reported by the Committee on Insurance.)

(For proposed House substitute (H-1), see Session Website.)

_____ 60 _____

HB 5047 Rep. Huizenga

Economic development; other; jobs for Michigan fund; create and fund the commercialization of competitive edge technologies.

Amends title & secs. 3, 4 & 13 of 1984 PA 270 (MCL 125.2003 et seq.) & adds secs. 94 & 95 & ch. 8A.

(Reported by the Committee on Commerce.)

(Read a second time; House substitute (H-1) and amendments adopted; passed for day August 31, 2005.)

(For House substitute (H-1), see Session Website.)

(For House amendments, see House Journal No. 71, page 1257 or Session Website.)

_____ 61 _____

HB 5048 Rep. Huizenga

State; funds; securitization of tobacco funds; provide for. Creates new act.

(Reported by the Committee on Commerce.)

(Read a second time; House substitute (H-1) and amendment adopted; passed for day August 31, 2005.)

(For House substitute (H-1), see Session Website.)

(For House amendment, see House Journal No. 71, page 1258 or Session Website.)

_____ 62 _____

HB 4046 Rep. Lemmons, Jr.

Labor; hours and wages; minimum wage; increase. Amends sec. 4 of 1964 PA 154 (MCL 408.384).

(Discharged from the Committee on Employment **Relations, Training and Safety.**)

SECOND READING

— 63 ——

HB 4538 Rep. McConico

Economic development; neighborhood enterprise zones; homestead facilities and duration of tax abatement; create and modify.

Amends secs. 2 & 8 of 1992 PA 147 (MCL 207.772 & 207.778).

(Reported by the Committee on Commerce.)

HB 4539 Rep. Virgil Smith

Economic development; neighborhood enterprise zones; homestead facilities and duration of tax abatement; create and modify.

Amends secs. 3 & 4 of 1992 PA 147 (MCL 207.773 & 207.774).

(Reported by the Committee on Commerce.)

_____ 65 _____

HB 4540 Rep. Gaffney

Economic development; neighborhood enterprise zones; homestead facilities and duration of tax abatement; create

Amends sec. 9 of 1992 PA 147 (MCL 207.779).

(Reported by the Committee on Commerce.)

____ 66 _____

HB 4501 Rep. Amos

Transportation; motor fuel tax; administrative fines, civil fines, and criminal fines; increase.

Amends secs. 4, 10a & 10b of 1984 PA 44 (MCL 290.644 et seq.).

(Reported by the Committee on Agriculture.)

67 —

HB 4502 Rep. Amos

Agriculture; weights and measures; administrative fines, civil fines, and criminal penalties; increase.

Amends sec. 31a of 1964 PA 283 (MCL 290.631a).

(Reported by the Committee on Agriculture.)

HB 5109 Rep. Baxter
State: for 1 State; funds; Michigan trust fund act; modify to accommodate securitization of tobacco revenue.

Amends title & sec. 2 of 2000 PA 489 (MCL 12.252); adds sec. 7 & repeals secs. 3 & 5 of 1999 PA 94 (MCL 390.1453 & 390.1455).

(Reported by the Committee on Commerce.)

(For proposed House substitute (H-1), see Session Website.)

_____ 69 _____

SB 359 Sen. Garcia

Economic development; other; biosciences research and commercialization center; establish.

Amends 1984 PA 270 (MCL 125.2001 - 125.2093) by adding ch. 7A.

(Reported by the Committee on Commerce.)

(For proposed House substitute (H-2), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

SB 533 Sen. Garcia

Economic development; other; the strategic economic investment board and the strategic economic investment bond fund; create in Michigan strategic fund act.

Amends title & secs. 4 & 13 of 1984 PA 270 (MCL 125.2004 & 125.2013) & adds sec. 94 & ch. 8A.

(Reported by the Committee on Commerce.)

(For proposed House substitute (H-2), see Session Website.)

(For Senate substitute (S-5), see Session Website.)

71 —

HB 5081 Rep. Drolet

Law; contracts; use of fingerprint as a legal signature; allow for a person who is unable to sign.

Amends sec. 3q of 1846 RS 1 (MCL 8.3q).

(Discharged from the Committee on Government Operations.)

----- 72 ------

HB 4773 Rep. Byrum

Torts; product liability; immunity from liability for drugs that have been approved by federal food and drug administration; rescind.

Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).

(Discharged from the Committee on Commerce.)

____ 73 ____

HB 4811 Rep. Drolet

Torts; liability; liability suits brought against drug manufacturers for drugs that have been approved by federal food and drug administration; allow.

Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).

(Discharged from the Committee on Commerce.)

----- 74 -------

HB 5071 Rep. Donigan

Consumer protection; unfair trade practices; liability for inaccurate representations concerning risks of certain drugs, medications, and supplements; clarify.

Amends secs. 2 & 3 of 1976 PA 331 (MCL 445.902 & 445.903).

(Discharged from the Committee on Commerce.)

— 75 —

HB 5139 Rep. McDowell

Civil procedure; statute of limitations; drug product liability cases previously prohibited because of FDA approval defense; allow to be commenced within 3 years of repeal of the defense.

Amends sec. 5805 of 1961 PA 236 (MCL 600.5805).

(Discharged from the Committee on Commerce.)

SB 175 Sen. Brown

Economic development; other; tax incentives for distribution and warehousing facilities that investigate a possible site in Michigan; provide for.

Amends sec. 2 of 1974 PA 198 (MCL 207.552).

(Reported by the Committee on Commerce.)

(For proposed House substitute (H-1), see Session Website.)

SECOND READING

----- 77 -------

HB 4260 Rep. Hune

Gaming; horse racing; money from uncashed winning tickets; revise distribution of.

Amends sec. 2 of 1951 PA 90 (MCL 431.252).

(Reported by the Committee on Agriculture.)

(For proposed House amendments, see House Journal No. 76, page 1384 or Session Website.)

HB 4327 Rep. Waters

Criminal procedure; expunction; record expungement for certain offenders; provide for.

Amends sec. 1 of 1965 PA 213 (MCL 780.621) & repeals sec. 4 of 1965 PA 213 (MCL 780.624).

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-4), see Session Website.)

_____ 79 _____

HB 4577 Rep. David Law

Human services; fraud; enforcement of medicaid whistleblower protection; provide for.

Amends 1977 PA 72 (MCL 400.601 - 400.613) by adding secs. 10a, 10b & 10c.

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-2), see Session Website.)

HB 4968 Rep. Schuitmaker

Probate; wills and estates; miscellaneous amendments to the estates and protected individuals code; enact.

Amends secs. 1104, 2301, 2908, 3715, 3804, 3919, 5202, 5217, 5423, 7401, 7502 & 7508 of 1998 PA 386 (MCL 700.1104 et seq.).

(Reported by the Committee on Judiciary.)

(For proposed House substitute (H-2), see Session Website.)

SB 415 Sen. McManus

Recreation; state parks; Great Lakes recreation compact; create.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 705.

(Reported by the Committee on Conservation, Forestry, and Outdoor Recreation.)

(For Senate substitute (S-3), see Session Website.)

HB 5176 Rep. Acciavatti

Environmental protection; solid waste; foreign municipal solid waste; prohibit disposal of.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 11526e.

(Reported by the Committee on Natural Resources, Great Lakes, Land Use, and Environment.)

(For proposed House substitute (H-1), see Session Website.)

— 83 ——

HB 5177 Rep. Pavlov

Environmental protection; solid waste; foreign municipal solid waste; provide penalty for violation of disposal prohibition

Amends sec. 11549 of 1994 PA 451 (MCL 324.11549).

(Reported by the Committee on Natural Resources, Great Lakes, Land Use, and Environment.)

— 84 —

HB 5178 Rep. Palsrok

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of importing solid waste from a foreign country; enact.

Amends sec. 13c, ch. XVII of 1927 PA 175 (MCL 777.13c).

(Reported by the Committee on Natural Resources, Great Lakes, Land Use, and Environment.)

— 85 —

SB 470 Sen. Cropsey

Courts; funding; sunset on certain court fee increases; extend, and direct certain portion of court fees to drug treatment courts or substance abuse programs.

Amends secs. 321, 5756, 8371 & 8420 of 1961 PA 236 (MCL 600.321 et seq.).

(Reported by the Committee on Appropriations.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

----- 86 -----

SB 548 Sen. Johnson

State; identification cards; record look-up fees collected under 1972 PA 222; credit to transportation administration collection fund.

Amends sec. 7 of 1972 PA 222 (MCL 28.297).

(Reported by the Committee on Appropriations.)

(For proposed House amendment, see House Journal No. 78, page 1516 or Session Website.)

(For Senate substitute (S-1), see Session Website.)

— 87 ——

SB 549 Sen. Johnson

Vehicles; registration; Michigan vehicle code record look-up fees and proceeds of sale; credit to transportation administration collection fund.

Amends secs. 208b & 232 of 1949 PA 300 (MCL 257.208b & 257.232).

(Reported by the Committee on Appropriations.)

(For proposed House amendments, see House Journal No. 78, page 1516 or Session Website.)

(For Senate substitute (S-1), see Session Website.)

— 88 ———

SB 550 Sen. Johnson

Vehicles; registration; vessel and vehicle record look-up fees; credit to transportation administration collection fund. Amends secs. 80130, 80315, 81114 & 82156 of 1994 PA 451 (MCL 324.80130 et seq.).

(Reported by the Committee on Appropriations.)

(For proposed House amendments, see House Journal No. 78, page 1516 or Session Website.)

(For Senate substitute (S-1), see Session Website.)

SECOND READING

— 89 ———

HB 5110 Rep. Kooiman

Children; child care; before- and after-school programs; provide procedures for deemed status.

Amends sec. 1 of 1973 PA 116 (MCL 722.111).

(Reported by the Committee on Family and Children Services.)

(For proposed House substitute (H-1), see Session Website.)

— 90 —

SB 298 Sen. Kuipers

Businesses; business corporations; fee reduction for early stage technology companies; provide for.

Amends sec. 1062 of 1972 PA 284 (MCL 450.2062).

(Reported by the Committee on Commerce.)

(For proposed House substitute (H-2), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

91 —

SB 521 Sen. Bishop

Income tax; deductions; deduction for certain investments; provide for.

Amends sec. 30 of 1967 PA 281 (MCL 206.30).

(Reported by the Committee on Commerce.)

(For proposed House substitute (H-1), see Session Website.)

(For Senate substitute (S-1), see Session Website.)

— 92 ——

HB 4962 Rep. Drolet

State; historic sites; second amendment monument on the capitol grounds; provide for.

Amends sec. 298c of 1984 PA 431 (MCL 18.1298c).

(Reported by the Committee on Government Operations.)

— 93 **—**

HB 5104 Rep. Caswell

Traffic control; speed restrictions; speed limits for trucks; increase maximum speed limit for certain trucks to 60 miles per hour on certain freeways.

Amends sec. 627 of 1949 PA 300 (MCL 257.627).

(Reported by the Committee on Transportation.)

(For proposed House substitute (H-3), see Session Website.)

MESSAGES FROM THE GOVERNOR

HB 4275 Rep. Vander Veen

Elections; canvassing; state board of canvassers procedures; clarify.

Amends sec. 477 of 1954 PA 116 (MCL 168.477).

(Vetoed by Governor on July 21, 2005; passed for day August 31, 2005.)

(For veto message, see House Journal No. 71, page 1275.)

NOTICES

Notice of intent given on Tuesday, September 20 to discharge **House Bill No. 5094** from the Committee on Natural Resources, Great Lakes, Land Use, and Environment on the next legislative day by Rep. Palsrok.

CONFERENCE COMMITTEE MEETING

Senate Bill No. 280 - Thursday, September 22, 9:30 a.m., Rooms 402-403, Capitol Building

STANDING COMMITTEE MEETINGS

(For an updated listing of committee meetings, go to http:\\www.michiganlegislature.org and click on Committee Meetings.)

STATUTORY COMMITTEE MEETINGS

House Fiscal Agency Governing Board - Tuesday, September 27, 12:45 p.m., Room 351, Capitol Building

Michigan Capitol Committee - Thursday, October 6, 12:30 p.m., Rooms 402-403, Capitol Building

BILLS IN CONFERENCE							
Bill No.	Brief Title	Conferee House	s Senate	Report Ag House	greed to Senate		
HB 4831	Appropriations; other; zero budget appropriations bill; provide for fiscal years 2005 and 2006.	Hummel Pastor Whitmer	Johnson Stamas Prusi	9/20/2005			
HB 4834	Financial institutions; other; regulation and licensing of deferred presentment service providers and transactions; provide for.	Robertson Palsrok McConico	Sanborn Gilbert Jacobs				
HB 4887	Appropriations; zero budget; multisection school aid bill; provide for fiscal year 2005-2006.	Moolenaar Farhat Plakas	Jelinek Cropsey Switalski	9/20/2005			
SB 264	Appropriations; agriculture; department of agriculture; provide for fiscal year 2005-2006.	Hansen Walker Whitmer	Brown Jelinek Barcia		9/20/2005		
SB 266	Appropriations; community colleges; community and junior colleges; provide for fiscal year 2005-2006.	Booher (C) Kooiman Sak	Jelinek Goschka Switalski				
SB 267	Appropriations; community health; department of community health; provide for fiscal year 2005-2006.	Caswell (C) Kahn Alma Smith	Stamas George Cherry				
SB 268	Appropriations; corrections; department of corrections; provide for fiscal year 2005-2006.	Brandenburg (C) Pastor Alma Smith	Cropsey Brown Prusi				
SB 269	Appropriations; education; department of education; provide for fiscal year 2005-2006.	Moolenaar (C) Farhat Plakas	Jelinek Cropsey Scott				
SB 270	Appropriations; environmental quality; department of environmental quality; provide for fiscal year 2005-2006.	Pastor (C) Moolenaar Kolb	McManus Goschka Barcia				

	BILLS IN CONFERENCE Conferees Report Agreed to							
Bill No.	Brief Title	House	Senate	House	Senate			
SB 271	Appropriations; family independence agency; family independence agency; provide for fiscal year 2005-2006.	Shaffer Kahn Kolb	Hardiman George Scott		9/20/2005			
SB 272	Appropriations; general government; general government; provide for fiscal year 2005-2006.	Acciavatti Taub Gonzales	Garcia McManus Switalski		9/20/2005			
SB 273	Appropriations; higher education; higher education; provide for fiscal year 2005-2006.	Stewart (C) Kooiman Brown	Goschka Johnson Cherry					
SB 275	Appropriations; judiciary; judiciary budget; provide for fiscal year 2005-2006.	Steil Stewart Cushingberry	Cropsey Hardiman Switalski		9/15/2005			
SB 276	Appropriations; labor and economic growth; department of labor and economic growth; provide for fiscal year 2005-2006.	Brandenburg Amos Kolb	Garcia Hardiman Prusi					
SB 277	Appropriations; military affairs and state police; department of military and veterans affairs; provide for fiscal year 2005-2006.	Caul Walker Sak	Brown Stamas Clarke		9/15/2005			
SB 278	Appropriations; natural resources; department of natural resources; provide for fiscal year 2005-2006.	Walker (C) Booher Williams	McManus Johnson Prusi					
SB 280	Appropriations; state police; department of state police; provide for fiscal year 2005-2006.	Caul Walker Sak	Brown Stamas Clarke					
SB 281	Appropriations; transportation; state transportation department; provide for fiscal year 2005-2006.	Taub Acciavatti Brown	Johnson Stamas Barcia		9/20/2005			